S.B.CIVIL SECOND APPEAL NO.143/1984
Beni Ram vs. The State of Raj.

Date of Order: 8.3.2006

Hon'ble Mr. Prakash Tatia,J.

Mr. Manish Shishodia for the appellant.
Mr. O.P. Rathi, Deputy G.A. for the State.
Mr. M.R. Mehta for the respondent no.4.

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The learned counsel appearing for the State submits that sole appellant died on 26.9.1995 and, therefore, the appeal has abated.

The learned counsel for respondent no.4 submits that the mine in question is in possession of respondent no.4 since 1985. The learned counsel for the appellant submits that he also has received letter from the son of the appellant that the appellant has died.

In view of the above, the appeal of the appellants is dismissed as having abated.

(**PRAKASH TATIA),J.**

mlt.